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# Board of Supervisors Agenda

Chairman

**Bob Waterston**

5th District

Vice Chairman

**Juan Arambula**

3rd District

**Vacant**

1st District

**Bart Bohn**

County Admin. Officer

**Susan B. Anderson**

2nd District

**Phillip S. Cronin**

County Counsel

**Judith G. Case**

4th District

**Bernice E. Seidel**

Clerk

## ACTION SUMMARY MINUTES

**TUESDAY**

**DECEMBER 10, 2002**

**9:00 A.M.**

### PLEDGE OF ALLEGIANCE

#### Supervisor Waterston

1. Recognize the Discovery Channel Young Scientist winner – 14 year old Christine Haas of Clovis East High School

#### RECOGNIZED

#### Administrative Office

2. Receive presentation from Westlands Water District on analysis of economic impacts of proposed Land Retirement in Westlands Water District; and direct staff to prepare agreement with Jack Faucett Associates, Economic Consultant (\$50,000) to analyze and update the County General Plan's Economic Development Strategy for the Westside

#### APPROVED AS RECOMMENDED; DIRECTED STAFF TO MONITOR THE COSTS AND REPORT BACK TO THE BOARD FOR FURTHER REMIBURSEMENT CONSIDERATION

CAnAW

3. Receive status report on the Countywide study of fire protection services being conducted by Citygate Associates, LLC and consider and provide direction on the appointment process for the Board of Directors of the Fresno County Fire Protection District

**RECEIVED; DIRECTED STAFF TO MEET WITH LAFCo TO EXPLORE THE POSSIBILITY OF CHANGING THE APPOINTMENT PROCESS TO AN ELECTION PROCESS**

AAnCW

**APPROVED ALLOWING NOMINATIONS TO BE MADE BY ANY MEMBER OF THE BOARD OF SUPERVISORS WITH FINAL APPROVAL BY A MAJORITY VOTE OF THE BOARD**

ACAnW

**AND FURTHER APPROVED WAIVING THE ATTORNEY-CLIENT COMMUNICATIONS PRIVILEGE REGARDING THE FINAL BOARD LEGAL REPORT TO BE SUBMITTED TO THE BOARD**

4. Accept a Grant Deed and approve and authorize the Chairman to execute the Real Estate Purchase Agreement with Laton Community Services District for acquisition of a building and land containing 6,000 square feet located at 6313 DeWoody Street in Laton for the expanded Laton Library (\$1.00); adopt the proposed Negative Declaration prepared for Initial Study Application No. 4716 for the acquisition of a 6,000 square-foot parcel of land (APN 057-183-14T) for development and operation of a public library. The improvements consist of renovating an existing historical structure and construction of a restroom addition in compliance with the California Historical Building Code. The project site is located at the southwest corner of DeWoody and Castro Avenues within the unincorporated community of Laton

AnACW

**CONTINUED TO JANUARY 14, 2002, AT 9:00 A.M.**

5. Adopt resolution amending prior Resolution R-93-406 and the distribution scheme for County penalties among the County Criminal Justice Facility Construction Fund and the Emergency Medical Services Fund, pursuant to Title 8 of the California Government Code, Section 76000, et. seq., and authorize the Auditor-Controller/Treasurer-Tax Collector to deposit \$5.00 each of the local penalty imposed under Section 76000(a) in the funds designated Criminal Justice Facilities Construction Fund (\$3.57) and Emergency Medical Services Fund (\$1.43)

AnCAW

**APPROVED AS RECOMMENDED**

6. **Morning Consent Agenda – Item Numbers 16 – 31** (These matters are routine in nature and are usually approved by a single vote. Prior to action by the Board, the public will be given the opportunity to comment on any Consent Item)
  - Items to be removed from Consent for Discussion
  - Approval of Morning Consent Agenda
  - Discussion/Action on Items removed from Consent Agenda

AAnCW

**APPROVED AS RECOMMENDED, WITH THE EXCEPTION OF ITEMS 25 AND 26 WHICH WERE CONTINUED TO DECEMBER 17, 2002 AT 9:00 A.M.**

7. **Board of Supervisors' Committee Reports** – Receive and provide direction (This item reserved for committee reports by members of the Board of Supervisors)

**RECEIVED**

8. **Board Appointments** – (List attached in packet and posted on bulletin board outside of Board Chambers)

**ALCOHOLIC ADVISORY BOARD**

**APPOINTED BRIAN CONWAY TO REPLACE H. L. ED HOWARD**

**TOURISM BOARD**

**APPOINTED ROSEMARY FRIESMAN TO REPLACE KATHY SIGGERS**

**FRESNO COUNTY FIRE PROTECTION DISTRICT**

**APPOINTED WILLIM GLINES TO REPLACE MICHAEL A. CARVALHO, SR.**

**APPROVED NOMINATIONS OF APPOINTMENTS**

9. **Closed Session** –
- a. Existing Litigation Government Code Section 54956.9(a) City of Fresno v. County of Fresno; Fresno Local Agency Formation Commission; City of Clovis; and DOES 1 through 50, inclusive, Fresno County Superior Court Case No. 01 CE CG 03337
  - b. Pending Litigation Section 54956.9(b) - Troy Howe v. County of Fresno, et al.
  - c. Conference with Labor Negotiator (GC 54957.6): Agency Negotiator: Ralph Jimenez, Employee Organization: All Bargaining Units and Management and Unrepresented Employee's – Hours, Wages and Terms and Conditions of Employment
  - d. Public Employee Performance Evaluation Government Code Section 54954.5(e) Title: County Counsel

**HELD**

**NOON RECESS**

AnAW

C/n

**2:00 P.M.**

**10. Afternoon Consent Agenda – Item Numbers 32 – 36**

- (These matters are routine in nature and are usually approved by a single vote. Prior to action by the Board, the public will be given the opportunity to comment on any Consent Item)
- Items to be removed from Consent for Discussion
- Approval of Morning Consent Agenda
- Discussion/Action on Items removed from Consent Agenda

AnACW

**APPROVED AS RECOMMENDED**

**Administrative Office**

11. Amend Section 11.24.010 through 11.24.090 of Chapter 11.24 of Fresno County Ordinance Code to reflect changes on Ordinance Summary, waive reading of Ordinance in its entirety and set December 17, 2002, at 2 pm as date and time for second hearing

ACAnW

**APPROVED AS RECOMMENDED**

12. Adopt resolution authorizing simultaneous rescission of Agricultural Land Conservation Contract No. 6499 and entry into new Agricultural Land Conservation Contract No. 8120 based on seven findings required by the Land Conservation Act of 1965 (Williamson Act)

CAnA  
W/n

**APPROVED AS RECOMMENDED**

13. Adopt resolution approving sale of County-owned excess right-of-way remnant property and authorize Chairman to execute a grant deed and other related documents to successful bidder

ACAnW

**APPROVED AS RECOMMENDED**

14. Adopt resolution authorizing Chairman to execute Agricultural Land Conservation Contracts to be effective for 2003-04 tax assessment

ACAn  
W/n

**APPROVED AS RECOMMENDED**

15. **Public Presentations** – (This portion of the meeting reserved for persons desiring to address the Board on any matter not on this agenda – Pursuant to Administrative Policy No. 29, presentations are limited to five minutes per person and no more than 15 minutes per topic

**HELD**

ACAnW

**ADJOURNED**

**NEXT MEETINGS:**

**December 17, 2002 - 9:00 A.M.**

**January 6, 2003, - 11:00 A.M. – Oath of Office/Election of Officers**

**January 14, 2003 - 9:00 A.M.**

**MORNING CONSENT AGENDA – Item Numbers 16 – 31**

(Any Board Member may pull any consent item for discussion or separate vote)

AAnCW

**APPROVED AS RECOMMENDED, WITH THE EXCEPTION OF ITEMS 25  
AND 26 WHICH WERE CONTINUED TO DECEMBER 17, 2002 AT 9:00 A.M.**

**Assessor**

16. Approve and authorize Chairman to execute an agreement with Harold W. Bertholf, Inc., for petroleum and mineral rights consultant services (\$119,400)

**County Counsel**

17. Approve and authorize Chairman to execute an agreement with the Counties of Shasta, Plumas, Nevada and Kern to share the cost for specialized legal services related to new franchise agreements with P.G.& E. (\$1,900)

**Sheriff**

18. Approve and authorize Chairman to execute a retroactive sole source agreement with Central California Faculty Medical Group to continue the service of sexual assault forensic examinations for victims and suspects (\$75,000)
19. Approve and authorize Chairman to execute a retroactive agreement with the State Office of Criminal Justice Planning for the Fresno County Marijuana Suppression Program for FY 2002-03 (\$250,000)

**Administrative Office**

20. **Salary Resolution Amendments** (Copy of amendments attached in Supervisors Agenda Packet, on file with the Clerk to the Board, and posted on the bulletin board outside the Board Chambers)
21. Adopt resolution proclaiming termination of local drought emergency status
22. Adopt resolution to increase the Law Library's portion of the civil filing fee
23. Confirm appointments by the Workforce Investment Board to the Youth Council members
24. Adopt resolution accepting donation of computer equipment from the San Joaquin Valley Health Consortium for Childhood Registry Partnership
25. Consider and take action on request for determination of public convenience and necessity on application for alcoholic beverage license filed by Sonia R. Hernandez located at 6020 S. Cornelia, Fresno

AAnCW

**CONTINUED TO DECEMBER 17, 2002, AT 9:00 A.M.**

26. Consider and take action on request for determination of public convenience and necessity on application for alcoholic beverage license filed by Kiranpal Kaur located at 4595 E. Clinton Avenue, Fresno

AAnCW

**CONTINUED TO DECEMBER 17, 2002, AT 9:00 A.M.**

27. Approve and authorize the Chairman to execute the Federal assurances and certifications for submission of an application to the Governor's Office of Emergency Services for the Federal FY 2003 Emergency Management Performance Grant; adopt resolution authorizing the Director of Community Health to execute the application and necessary documents to meet grant requirements

**Agreements – Approve and Authorize Chairman to Execute:**

28. Retroactive agreement with the California Office of Traffic Safety for Child Passenger Safety Promotion and Education (\$75,884); adopt resolution increasing FY 2002-03 appropriations and estimated revenue for the Department of Community Health Organization 56201617 (\$15,609) (4/5 vote)
29. Retroactive revenue agreement with the California State Department of Health Services, for Preventive Health Care for the Aging Program (\$58,000); and approve and authorize Chairman to execute the State Contractor's Release
30. Agreement with Turning Point of Central California, Inc., for supportive housing services (\$905,692); and approve and authorize Chairman to execute an agreement with the Housing Authorities of the City and County of Fresno for housing outreach services (\$158,248)
31. Agreement with Central California Faculty Medical Group, Inc., to provide evaluation services for the County's pregnant and parenting women contracted substance abuse service providers (\$21,299)

**AFTERNOON CONSENT AGENDA – Item Numbers 32 – 36**

(Any Board Member may pull any consent item for discussion or separate vote)

AnACW

**APPROVED AS RECOMMENDED**

32. Amend FY 2002-03 Community Development Block Grant Program Action Plan to delete El Porvenir Wastewater Treatment Plant Improvements Project No. 02031
33. Adopt resolution authorizing stop signs at intersection of Elm and Manning Avenues, stopping northbound and southbound traffic on Elm Avenue; resolution authorizing stop signs at intersection of Elm and Mountain View Avenues stopping northbound and southbound traffic on Elm Avenue
34. Adopt plans and specifications for Contract No. 02-S-10; authorize Director of Department of Public Works and Planning to advertise for construction bids and set bid opening for new Woodward Park Regional Library

**Agreements – Approve and Authorize Chairman to Execute:**

35. First amendment to Groundwater Facility Recharge Agreement
36. Amendment to agreement with City of Clovis for Housing Rehabilitation Improvements Project Nos. 01724 and 02724

**END OF CONSENT**